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Kelly M. Dermody (CA Bar #171716)  
Rachel Geman (RG 0998)  
Jahan C. Sagafi (CA Bar #224887)  
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*Attorneys for the Plaintiffs*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

ANDREW CLARKE and TAPAS SARKAR,  
individually and on behalf of other similarly  
situated persons,

Plaintiffs,

v.

J.P. MORGAN CHASE & CO.,

Defendants.

Case No. 08-cv-2400 (CM)

**MOTION TO ADMIT KELLY M.  
DERMODY PRO HAC VICE**

U.S. DISTRICT COURT  
S.D. OF N.Y.  
2008 APR 23 PM 3:57

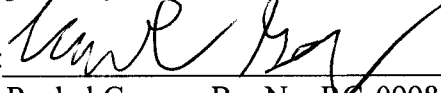
PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, and based on the Declaration submitted herewith, I, Rachel Geman, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of:

Kelly M. Dermody  
LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP  
275 Battery Street, 30th Floor  
San Francisco, California 94111-3339  
Telephone: (415) 956-1000  
Facsimile: (415) 956-1008

Kelly M. Dermody is a member in good standing of the Bar of the State of California. There is no pending disciplinary proceeding against Kelly M. Dermody in any State or Federal Court.

Dated: April 23, 2008  
New York, New York

Respectfully submitted,

By:   
\_\_\_\_\_  
Rachel Geman, Bar No. RG-0998

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*Attorneys for the Plaintiffs*

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ANDREW CLARKE and TAPAS SARKAR,  
individually and on behalf of other similarly  
situated persons,

Plaintiffs,

v.

J.P. MORGAN CHASE & CO.,

Defendants.

Case No. 08-cv-2400 (CM)

**DECLARATION OF  
RACHEL GEMAN IN SUPPORT  
OF *PRO HAC VICE* APPLICATION OF  
KELLY M. DERMODY**

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RACHEL GEMAN declares under penalty of perjury:

1. I am a member of the law firm of Lief, Cabraser, Heimann & Bernstein, LLP, counsel for PlaintiffS in the above-captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiffs' motion to admit Kelly M. Dermody as counsel *pro hac vice* to represent Plaintiffs in this matter.

2. I am a member in good standing of the bar of the State of New York and have been admitted to practice in the Southern District of New York since January, 1999.

3. I have know Ms. Dermody since 2001.

4. Kelly M. Dermody is a member of Lief, Cabraser, Heimann & Bernstein, LLP, 275 Battery Street, 30th Floor, San Francisco, California 94111-3339.

5. Ms. Dermody is admitted to practice before the Bar of the State of California and is in good standing. The certificate of good standing with respect to Ms. Dermody is annexed as Exhibit A.

6. Ms. Dermody has not been subjected to discipline by any court and no disciplinary charges are currently pending against her.

7. Ms. Dermody is fully familiar with the individual rules of this Court and the local rules of the United States District Court for the Southern District of New York.

Dated: April <sup>23</sup>, 2008  
New York, New York

Respectfully submitted,

By: 

Rachel Geman, Bar No. RG-0998

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# THE STATE BAR OF CALIFORNIA

MEMBER SERVICES CENTER

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

April 8, 2008

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, KELLY MAUREEN DERMODY, #171716 was admitted to the practice of law in this state by the Supreme Court of California on October 4, 1994; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Governors or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Kath Lambert", is written over a horizontal line.

Kath Lambert  
Custodian of Membership Records

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Jack Raisner (JR 6171)  
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*Attorneys for the Plaintiffs*

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**[PROPOSED] ORDER GRANTING *PRO*  
*HAC VICE* APPLICATION OF  
KELLY M. DERMODY**

It is hereby ORDERED that Plaintiffs' Motion for the *Pro Hac Vice* Application of attorney Kelly M. Dermody, counsel for Plaintiffs, is GRANTED.

So Ordered:

Dated: \_\_\_\_\_

\_\_\_\_\_  
Hon. Colleen McMahon  
United States District Judge



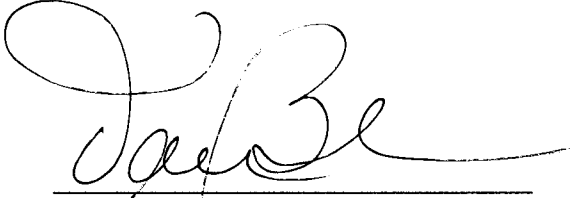
**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this day, April 23, 2008, true and correct copies of the following:

- Motion to Admit Kelly M. Dermody Pro Hac Vice
- Affidavit of Rachel Geman in Support of Motion to Admit Kelly M. Dermody Pro Hac Vice
- Proposed Order Admitting Kelly M. Dermody Pro Hac Vice

were served by First Class U.S. Mail on the following:

Sam Shaulson  
Debra Morway  
MORGAN LEWIS & BOCKIUS, LLP  
101 Park Avenue  
New York, NY 10178



Dawn E. Behrmann